

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

David B. SMALL et al.

Docket No.: 9968-23U1

Application No.: 10/758,779

Confirmation No.: 6327

Filed: January 16, 2004

Art Unit: 3715

For: INTERACTIVE BOOK READING SYSTEM
USING RF SCANNING CIRCUIT

Examiner: B. Hadizonooz

DECLARATION OF DAVID B. SMALL UNDER 37 C.F.R. § 1.132

I, David Small, hereby declare as follows:

1. I am an inventor for the above-identified application
2. I have read the Sims US Patent 6,657,616 patent cited in the current rejection of the claims of the present application and I am familiar with the capacitive touch sensors to which it refers.
3. Sims teaches at col. 2 lines 4-20 to provide plural conductors "in spaced, interdigitated alignment with one another on the substrate... which affords substantial coverage thereof by a human appendage." (Sims col. 2: 6-10). The interdigitated conductors like those referred to and depicted in Sims require the human appendage to touch the front surface of the dielectric in order to reduce baseline signals to eliminate false signals that are typically generated by moisture on the touch sensors. Sims neither discloses nor suggests any other method of dealing with the potential moisture problem faced by his sensors.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

7/21/2009
(Date)

By:

DAVID B. SMALL